

Notice of Determination

Appendix D

To:

Office of Planning and Research
For U.S. Mail: P.O. Box 3044
Sacramento, CA 95812-3044
Street Address: 1400 Tenth St.
Sacramento, CA 95814

County Clerk
County of:
Address:

From:

Public Agency: State Water Resources Control Board
Address: P.O. Box 2000
Sacramento, CA 95812-2000
Contact: Russ Kanz
Phone: 916-341-5341

Lead Agency (if different from above):
Address:
Contact:
Phone:

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2009042023

Project Title: Construction of the Britton Powerhouse and Pit 3, 4, & 5 Dam Instream Flow Release Facilities

Project Location (include county): Pit River, Shasta County

Project Description:

Pacific Gas and Electric Company (PG&E) has applied to the Federal Energy Regulatory Commission (Commission) to build the Britton Powerhouse at the Pit 3 Dam. PG&E has also applied to the U.S. Army Corps of Engineers (ACOE) for Nationwide Permits (NWP) for the Britton Powerhouse and construction of Instream Flow Release structures at the Pit 3, Pit 4, and Pit 5 Dams. Before the Commission can approve construction, and before the ACOE can issue NWP, PG&E must obtain water quality certification from the State Water Resources Control Board.

This is to advise that the State Water Resources Control Board has approved the above described project on
Lead Agency or Responsible Agency
and has made the following determinations regarding the above described project:

(Date)

- 1. The project [] will [X] will not have a significant effect on the environment.
2. [] An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
[X] A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [] were [X] were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [] was [X] was not adopted for this project.
5. A statement of Overriding Considerations [] was [X] was not adopted for this project.
6. Findings [] were [X] were not made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at: Cal EPA Building, 1001 I Street, Sacramento, California

Signature (Public Agency) James W. Kassel for Victoria Whitney Title Assistant Deputy Director for Water Rights
Date 5/21/09 Date Received for filing at OPR

